

REMARKS

No claims are amended, claims 1-2 and 8 are canceled, and no claims are added; as a result, claims 3-7 and 9-29 are now pending in this application.

§102 Rejection of the Claims

Claims 1-2 and 8 were rejected under 35 U.S.C. § 102(e) as being anticipated by Wyland et al. (U.S. 6,205,462). Claims 1-2 and 8 are canceled, so the rejection of claims 1-2 and 8 is moot.

Double Patenting Rejection

Claims 9, 11-12, 16-19, and 21-26 were rejected under the judicially created doctrine of double patenting over claims 4-5 and 13-18 of U.S. Patent No. 6,779,013. A Terminal Disclaimer in compliance with 37 C.F.R. §1.321(b)(iv) is enclosed herewith to overcome these rejections. Therefore, Applicant respectfully requests withdrawal of the rejection and allowance of claims 9, 11-12, 16-19, and 21-26.

Allowable Subject Matter

Claims 10, 13-14, 20, and 29 were objected to as being dependent upon a rejected base claim, but were indicated to be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims.

Claim 10 depends from claim 11, claims 13-14 depend from claim 9, claim 20 depends from claim 18, and claim 29 depends from claim 21. The basis for the rejection of claims 9, 11, 18, and 21 has been overcome by the filing of the Terminal Disclaimer as noted above. Thus, the basis for the objection to claims 10, 13-14, 20 and 29 has also been overcome. Applicant has therefore not rewritten in independent form claims 10, 13-14, 20, and 29, and further, submits that claim 10, 13-14, 20, and 29 are now in condition for allowance. Applicant respectfully requests reconsideration and allowance of claims 10, 13-14, 20, and 29.

Claims 3-7, 15, and 27-28 were allowed. Applicant acknowledges the allowance of claims 3-7, 15, and 27-28.

Conclusion

Applicant respectfully requests entry after a final office action under rule 37 C.F.R. § 1.116 of the amendments included in this response, because the amendments add no claims, and cancel certain claims that were rejected in the Office Action. Applicant submits that all the amendments made to the claims involved cancellation of claims, and was made merely to put the claims in allowable form as indicated by the Examiner in the Final Office Action. Therefore, notification that the entry has been made and that the pending claims are allowed is respectfully requested. However, if the Examiner disagrees, the Examiner is invited to telephone Applicant's attorney at (612) 371-2132 to facilitate prosecution of this application.

If necessary, please charge any additional fees or credit overpayment to Deposit Account No. 19-0743.

Respectfully submitted,

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CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail, in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this 16 day of November, 2005.

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